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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/771,467	12/20/1996	PETER VAN VORIS	BTEL:025	4787

7590

02/28/2002

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EXAMINER

LEVY, NEIL S

ART UNIT

PAPER NUMBER

1616

DATE MAILED: 02/28/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1616

Receipt is acknowledged of: IDS of 10/10/01; letter/Drawing, letter, CFR, RCE (12/21/02) IDS of 12/21/02 and letter of 12/21/02, respectively.

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claims 1, 3, 4, 8, 22, 37, 38, 41, 46, 47, 51, 54, 55, 57, 58 and 62 are rejected under 35 U.S.C. 102(b) as anticipated by or, in the alternative, under 35 U.S.C. 103(a) as obvious over SU - 1690654.

Here we have permethion mixed with (p.4, 5, Translation) carrier particles and a hydrophobic thermoplastic polymer in order to extend active release – Inherently, the instant rate is achieved, as the same process with same components are prepared. Repeated envelopment (layering) within the same or similar polymers is shown. Formation of granules/pellets followed. It would follow that release rate could be controlled for as long as desired, with the addition of multiple layers, the use of the product not given patentable weight as for wood object protection.

Claims 1, 3, 8, 11, 34, 36-38, 44, 46, 47, 51, are rejected under 35 U.S.C. 102(b) as being anticipated by JP 62236937.

Enhanced duration of release is achieved (p.2, 3 translation) when the instant polymer and pesticide are mixed with solid carrier particles micro particles: Silica, (p.3, top) at the instant ratio of pesticide: polymer: carrier (P4) to provide long lasting termite protection of wood (p.4). The matrix is applied on wood to form a (sheet) (film p. 4).

Claims 1, 3, 7, 8, 30, 33-39, 44, 45 are rejected under 35 U.S.C. 102(b) as being anticipated by Van Voris et al – Long term article submitted by applicants Ref. G2.

See P. 10: Treflas injection molded after mixing carbon black with the instant polymers, achieves the instant duration of effect; adjustable as desired (p.11, 12) up to 40 jeans pellets or sheets are formed. The trifluralin would be liquid at the normal injection molding temperatures and conditions salvation in methanol (p. 7) if desired, to provide homogeneous mixes.

Claims 15, 31, 40, 48-50, 53, 56, 59-61 and 63 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Neil Levy whose telephone number is 703-308-2412. The examiner can normally be reached on Tuesday to Friday from 7 AM to 5 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jose Dees, can be reached on (703) 308-4628. The fax phone number for the organization where this application or proceeding is assigned is 703-308-4242.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1235.

Levy/LR

February 26, 2002



NEIL S. LEVY  
PRIMARY EXAMINER